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NO. 5.

THE DEMOCRAT

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Laws of the United States, passed at the
SECOND SESSION OF THE TWENTY-FIFTH CON-
GRESS.

(Public.—No. 45.)

AN ACT to authorize the issuing of patents to the
last bona fide transferee of reservations under the
treaty between the United States and the Creek
tribe of Indians, which was concluded on the
twenty-fourth of March, eighteen hundred and
thirty-two.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That the President of the United
States be, and he is hereby, authorized and required
to cause patents to be issued to such person or per-
sons as may be the bona fide purchaser, owner, as-
signee, or transferee of any selection or reservation
which has been made to, or in behalf of, any chief
or head of an Indian family, under a treaty con-
cluded between the United States and the Creek tribe
of Indians, at Washington, D.C., on the twenty-fourth
day of March, eighteen hundred and thirty-two,
whenever the number of intermediate transfers
or assignments is provided. The person or persons
applying for such patent or patents shall ad-
duce satisfactory proof to the Commissioner of the
General Land Office of the fact of said several
preceding transfers or assignments.

WM. R. KING,
President of the Senate pro tem.
JAMES K. POLK,
Speaker of the House of Representatives.
Approved, July 6th, 1838.

M. VAN BUREN

(Public.—No. 46.)

AN ACT to increase the present military establish-
ment of the United States, and for other pur-
poses.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That there shall be added to each
of the four regiments of artillery, one company, to
be organized in the same manner as authorized by
existing laws, with the exceptions hereafter men-
tioned; that there be added to every company of
artillery sixteen privates, and to every company of
infantry one sergeant and thirty-eight privates, and
that the number of second lieutenants of a company
of artillery be reduced to one, and that this re-
duction be so made in connection with the appoint-
ment of officers to the four additional companies au-
thorized as aforesaid, and the transfer to the Or-
dinance Department hereafter directed, that all the
present second lieutenants shall be retained in ser-
vice; and there shall be raised and organized under
the direction of the President of the United States
one regiment of infantry, to be composed of the
same number and rank of officers, non-commissioned
officers, musicians, and privates, composing the
regiments of infantry now in the service of the United
States, who shall receive the same pay and al-
lowances, and be subject to the same rules and regu-
lations which now apply to other regiments of in-
fantry, as provided for in this act.

Sec. 2. And be it further enacted, That the Presi-
dent of the United States be, and he is hereby, au-
thorized to add to the corps of engineers, whenever
he may deem it expedient to increase the same,
one lieutenant colonel, two majors, six captains, six
first lieutenants, and ten second lieutenants; and that
the paymaster be, and he is hereby, authorized to
add to the pay department, and be in every respect,
placed on the footing of other paymasters of the
army.

Sec. 3. And be it further enacted, That the corps
of topographical engineers shall be organized and
increased by regular promotions in the same, so
that the said corps shall consist of one colonel, one
lieutenant colonel, four majors, six captains, six
first lieutenants, and ten second lieutenants.

Sec. 4. And be it further enacted, That the vicen-
cies created by said organization, over and above
those which can be filled by the present corps, shall
be taken from the army, and from such it may
be deemed advisable of the civil engineers employ-
ed under the act of the thirtieth of April, eighteen
hundred and thirty-four; that the pay and emolu-
ments to the officers of said corps shall be the same
as are allowed to officers of similar rank in the regu-
lary corps of dragoons.

Sec. 5. And be it further enacted, That the au-
thority to employ civil engineers, in the act of the
thirtieth of April, eighteen hundred and twenty-
four, be, and the same is hereby repealed after the
passage of this act.

Sec. 6. And be it further enacted, That the Presi-
dent of the United States be, and he is hereby, au-
thorized to appoint so many assistant adjutants
general, not exceeding two, with the brevet rank, pay,
and emoluments of a major, and not exceeding four
with the brevet rank of captain, as he may deem ne-
cessary; and that they shall be taken from the line
of the army, and in addition to their own, shall per-
form the duties of assistant inspectors general when
the circumstances of the service may require.

Sec. 7. And be it further enacted, That the officers
to be taken from the line and transferred to the
staff, under the preceding section, shall receive only
the pay and emoluments attached to their rank in
the staff; but their transfer shall be without pre-
judice to their rank and promotion in the line, ac-
cording to their said rank and seniority; which pro-
motion shall take place according to usage, in the
same manner as if they had not been thus transfer-
red.

Sec. 8. And be it further enacted, That the Presi-
dent of the United States be, and he is hereby au-
thorized, by and with the advice and consent of the
Senate, to add to the quartermaster's department
not exceeding two assistant quartermasters gen-
eral with the rank of colonel, two deputy quartermasters
general with the rank of lieutenant colonel, and
eight assistant quartermasters with the rank of
captain; that the assistant quartermasters now in
service shall have the same rank as is provided by
this act for those hereby authorized; and that the
pay and emoluments of the officers of the quartermas-
ter's department shall be the same as are allow-
ed to officers of similar rank in the regiments of
dragoons; *Provided*, That all appointments in the
quartermaster's department shall be made from the
army; and when officers taken for such appoint-
ments hold rank in the line, they shall thereupon re-
linquish said rank, and be separated from the line
of the army; and that promotion in said depart-
ment shall take place as in regiments and corps.

Sec. 9. And be it further enacted, That the quartermaster
general be, and he is hereby authorized, from time to time, to employ as many forage
masters and wagon-masters as he may deem neces-
sary for the service, not exceeding twenty in the
whole, who shall be entitled to receive each fully
dollar per month, and three rations per day, and
forage for one horse; and neither of whom shall
be interested or concerned, directly or indirectly,

in any wagon or other means of transport employ-
ed by the United States, nor in the purchase or
sale of any property procured for or belonging to
the United States, except as an agent for the United
States.

Sec. 10. And be it further enacted, That there
be added to the commissary of subsistence one as-
sistant commissary general of subsistence with the
rank pay and emoluments of a lieutenant colonel
of cavalry; one commissary of subsistence with the
rank pay and emoluments of a quartermaster of
the army; and three commissaries of subsistence
with the rank, pay and emoluments of assistant
quartermasters.

Sec. 11. And be it further enacted, That the
stewards of hospitals at posts of more than four
companies be, and he is hereby, authorized to re-
ceive the pay, clothing and rations of a sergeant of
artillery; and the pay, clothing and rations of the first
sergeant of a company of infantry.

Sec. 12. And be it further enacted, That the Presi-
dent of the United States be, and he is hereby au-
thorized to add to the ordnance department, when-
ever he may deem it expedient to increase the same,
by and with the advice of the Senate, two majors,
and that he be further authorized to transfer ten
first lieutenants and ten second lieutenants from the
artillery to the ordnance department, and that the
pay and emoluments of the officers of the said de-
partment shall be the same as those allowed to the
officers of the regiments of dragoons.

Sec. 13. And be it further enacted, That so much
of the fourth section of the act passed fifth of April,
eighteen hundred and thirty-two, for the organiza-
tion of the ordnance department, as authorizes the
officers of ordnance to receive the same pay and
emoluments now allowed artillery officers, shall be
continued to include the ten dollars per month addi-
tional pay to every officer in the actual command
of a company, as compensation for the duties and
responsibilities with respect to clothing, arms, and
accoutrements of the company, under the authority
of the second section of the act passed second of
March, eighteen hundred and twenty-seven, giving
further compensation to the captains and subalterns
of the Army of the United States in certain cases;
Provided, That the officers of the ordnance depart-
ment claiming the compensation for such duties and
responsibilities shall have been actually in the com-
mand of enlisted men of the ordnance equal to a
company of artillery and thereby incurred the afore-
mentioned responsibilities.

Sec. 14. And be it further enacted, That every
commissary of ordnance of the line or staff exclusive of
general officers shall be entitled to receive one addi-
tional ration per diem for every five years he may
have served or shall serve in the Army of the United
States; *Provided*, That in certain cases where officers
are entitled to and receive double rations, the
additional one allowed in this section shall not be
included in the number to be allowed.

Sec. 15. And be it further enacted, That from
and after the passage of this act, all enlistments in
the Army of the United States shall be for five
years; and that the monthly pay of non-commissioned
officers and soldiers shall be as follows: to each
sergeant major, quartermaster sergeant, and chief
musician, seventeen dollars; to each first sergeant
of a company, sixteen dollars; to all other sergeants,
thirteen dollars; to each artificer, eleven dollars;
to each corporal, nine dollars; and to each musician
and private soldier, eight dollars; *Provided*, That two
dollars per month of said pay be retained until the
expiration of his term of service.

Sec. 16. And be it further enacted, That the al-
lowance of sugar and coffee to the non-commissioned
officers, musicians, and privates, in lieu of the
spirit or whiskey component part of the army ration,
now directed by regulation, shall be fixed at six
pounds of coffee and twelve pounds of sugar to
every one hundred rations, to be issued weekly when
it can be done with convenience to the public ser-
vice, and, when not so issued, to be paid for in
money.

Sec. 17. And be it further enacted, That it shall
be lawful for the officers composing the council of
administration at any post, from time to time, to
employ such person as they may think proper to
act as chaplain who shall also perform the duties
of schoolmaster at such post; and that the person
so employed shall, on the certificate of the comman-
ding officer of the post, be paid such sum for his
services, not exceeding fifty dollars per month, as
may be determined by the said council of adminis-
tration, with the approval of the Secretary of War;
and, in addition to his pay, the said chaplain shall
be allowed four rations per diem, with quarters and
fuel.

Sec. 18. And be it further enacted, That an addi-
tional professor be appointed to instruct in the
studies of chemistry, mineralogy, and geology with
the pay and emoluments now allowed to the professor
of mathematics; and that the Secretary of War
may assign to the said professor, an assistant, to be
taken from the officers of the line of cadets; that
assistant professor will receive the pay and emolu-
ments allowed to other assistant professors.

Sec. 19. And be it further enacted, That when-
ever suitable non-commissioned officers, or privates
cannot be procured from the line of the army to
serve as paymaster's clerks, paymasters be, and
hereby are authorized and empowered by and with
the approbation of the Secretary of War, to employ
citizens to perform that duty, at salaries not to ex-
ceed five hundred dollars per annum, each.

Sec. 20. And be it further enacted, That all let-
ters and packages on public business, to and from
the commanding general, the colonel of ordnance,
the surgeon general, and the head of the topographi-
cal corps, shall be free from postage.

Sec. 21. And be it further enacted, That the Presi-
dent shall be, and he is hereby, authorized, when-
ever he may deem the same expedient, to cause not
exceeding two of the regiments of infantry to be
armed and equipped to serve as a regiment of
riflemen, and the other of the regiments of in-
fantry to be armed and equipped and to serve as a
regiment of light infantry.

Sec. 22. And be it further enacted, That all acts
and parts of acts inconsistent with the provisions of
this act, shall be and the same are hereby repealed.

Sec. 23. And be it further enacted, That hereaf-
ter the officers of the pay and medical departments
of the army shall receive the pay and emoluments
of officers of cavalry of the same grades respectively,
according to which they are now paid by exist-
ing laws.

Sec. 24. And be it further enacted, That when
volunteers or militia are called into the service of
the United States, so that the paymasters authorized
by law shall not be deemed sufficient to enable them
to pay the troops with proper punctuality, it shall
be lawful for the President to appoint as many addi-
tional paymasters as he shall deem necessary, who
shall perform the same duty, give the same bond, be
subject to the same liability, and receive the same pay
and emoluments, as are now provided for paymas-
ters of the army; *Provided*, however, That the num-
ber so appointed shall not exceed one for every two
regiments of militia or volunteers; and *Provided* also,
That the persons so appointed shall continue
in service only so long as their services are re-
quired to pay militia and volunteers.

Sec. 25. And be it further enacted, That the com-
pensation hereafter to be allowed to such ordnance
storekeepers as shall be designated as paymas-
ters, shall not exceed the pay and emoluments of a
captain of ordnance.

Sec. 26. And be it further enacted, That the term
for which cadets heretofore admitted into the Mil-
itary Academy at West Point shall engage to serve,
be and the same is hereby increased to eight years,
unless sooner discharged.

Sec. 27. And be it further enacted, That in lieu
of the bounty now provided by law for re-enlist-
ment, every able-bodied non-commissioned officer,
musician, or private soldier, who may re-enlist into
his company or regiment within two months before,
or one month after the expiration of his term of ser-
vice, shall receive three months' extra pay; and al-
so any non-commissioned officer or soldier who shall
have served ten consecutive years, and shall obtain
from the commanding officer of his company, bat-
talion, or regiment, a certificate that he had faith-
fully performed his duty whilst in service, shall be
allowed one hundred and sixty acres of land, to be
designated, surveyed, and laid off at the public ex-
pense, in such manner and upon such conditions as
may be provided by law; which land shall be pa-
tented to the soldier or his heirs, and he be not assign-
able until patented.

Sec. 28. And be it further enacted, That so much
of the eleventh section of the act of the sixteenth
March, eighteen hundred and two, and, as much
of the fifth section of the act of the twelfth of
April, eighteen hundred and eight, as fix the height
of enlisted men at five feet six inches, be and the
same are hereby repealed.

Sec. 29. And be it further enacted, That the of-
ficers of the army shall not be separated from their
regiments and corps for employment on civil works
of internal improvement, or be allowed to engage in
the service of incorporated companies; and no officer
of the line of the army shall heretofore be employ-
ed as acting paymaster, or disbursing agent for
the Indian department, if such extra employment
require that he be separated from his regiment or
company, or otherwise interfere with the perfor-
mance of the military duties proper; *Provided*,
That where officers of the army are now employed
on civil works or in the Indian or pay departments
as contemplated in this section, they may be contin-
ued therein not exceeding one year, unless the con-
venience of the service will admit of their with-
drawal sooner.

Sec. 30. And be it further enacted, That the su-
perintendents of the armories at Springfield and
Harpers Ferry shall heretofore receive each the sum
of fifteen hundred dollars, and rations, fuel, and
quarters, as at present authorized; and that the
master armorer of the same shall each receive the
sum of two hundred dollars, and fuel, and quar-
ters, as at present authorized; and that the afore-
said sums and allowances to the officers aforesaid
shall be in full compensation for their services respec-
tively.

Sec. 31. And be it further enacted, That the Presi-
dent be, and he is hereby, authorized, by and with
the advice and consent of the Senate, to appoint
to the public interest, he is hereby authorized to
purchase the building owned by the late Bank of
Alexandria, and convert it into a court house, and
offices for the county of Alexandria. And there is
hereby appropriated, for the purpose of erecting
said court house, the sum of not exceeding fifteen
thousand dollars, to be paid out of any moneys in
the Treasury not otherwise appropriated; *Provided*,
That no greater sum than is appropriated by this
act, shall be expended in the erection of said
court house or the purchase of the building afore-
said.

Approved, July 7th, 1838.

(Public.—No. 47.)

AN ACT supplementary to the act entitled "An
act authorizing the appointment of persons to
test the usefulness of inventions to improve and
render safe the boilers of steam engines against
explosions," approved twenty-eighth day of June,
eighteen hundred and thirty-eight.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That nothing in the act to which
this additional shall be construed to exclude from the
consideration and examination of the commissioners,
any plan of a steam engine, for propelling boats
constructed without a boiler.

Approved, July 7th, 1838.

(Public.—No. 48.)

AN ACT making appropriations for certain roads
in the Territory of Florida.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That the following sums of money
be, and the same are hereby, appropriated, for re-
pairing and opening certain roads in the Territory
of Florida, viz:

For opening and constructing a road from Tal-
lahassee to Iola, on the river Appalachicola, the sum
of ten thousand dollars;

For repairing the road, and reconstructing the
bridges and causeways thereon, from St. Augustin
to Pecosita, seventeen thousand three hundred
dollars;

For repairing the road from Jacksonville, to the
Mineral Springs, to Tallahassee, the sum of ten
thousand dollars; and the said sums to be expended
under the direction of the Secretary of War out of
any money in the Treasury not otherwise appropri-
ated.

Approved, July 7th, 1838.

(Public.—No. 49.)

AN ACT to authorize the sale of certain public
lands of the United States near the Washita and
Eric canals, in the State of Ohio.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That after the State of Ohio shall
have completed the selection of lands authorized by
an act entitled "An act authorizing the selection of
certain lands in the State of Ohio," approved June
thirty-four, the President of the United States
shall be, and he is hereby, authorized to proclaim
for public sale the residue of the lands reserved
from said act; which sale shall be governed by the
same rules and regulations, impose the same duties,
and give the same rights, which are provided
by the existing laws in relation to the sales of the
public lands by proclamation of the President; *Pro-
vided*, however, That no lands shall be sold at such
sale for a less price than two dollars and fifty cents
per acre.

Sec. 2. And be it further enacted, That after the
expiration of the time fixed in the proclamation of
the President for the sale authorized in the first sec-
tion of this act, any lands which may then remain
unsold shall be subject to sale at private entry, at
the price of two dollars and fifty cents per acre,
and not less; and no lands hereby authorized to be
sold shall be subject to entry under any pre-emption
law of Congress.

Approved, July 7th, 1838.

(Public.—No. 50.)

AN ACT to extend the time for locating Virginia
military land warrants, and returning surveys
thereon to the General Land Office.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That the officers and soldiers of
the Virginia line on continental establishment, their
heirs or assigns, entitled to bounty lands within the
tract reserved by Virginia, between the Little Mi-
ami and Sagoy rivers, northwest of the river Ohio,
for satisfying the legal claims to her officers and
soldiers upon continental establishment, shall be al-
lowed until the tenth day of August, in the year one
thousand eight hundred and forty, to complete their
locations and surveys, and return their surveys and
warrants, or certified copies thereof, to the General
Land Office; and all entries and surveys which
may have heretofore been made within the said re-
servation, in satisfaction of any such warrants, on
lands not previously entered or surveyed, or on lands
not prohibited from entry and survey, shall be held
to be good and valid, any omission heretofore to ex-
tend the time for the making of such entries and
surveys to the contrary notwithstanding; *Provided*,
That no locations as aforesaid, within the above

mentioned tract, shall, after the passage of this act,
be made on tracts of land which may have been
previously patented, or which may have been sur-
veyed in satisfaction of warrants granted for the
benefit of said officers and soldiers; and *Pro-
vided*, also, That no locations as aforesaid shall be
made on any lands lying upon the west side of the
Ohio line; and any patent which may nevertheless
be obtained for land located contrary to the pro-
visions of this act, shall be held and considered as null
and void.

Sec. 3. And be it further enacted, That no pa-
tent shall be issued by virtue of the preceding sec-
tion, for a greater quantity of land than the rank or
term of service of the officer or soldier to whom,
of whose heirs or assigns, such warrant has been
granted, would have entitled him to under the laws
of Virginia and of the United States regulating the
issuance of such warrants; and whenever it appears
that the officer or soldier to whom the warrant was
granted, or his heirs or assigns, is entitled to a
greater quantity of land than the officer or soldier,
in his services, the Secretary of War shall certify,
on each survey the amount of such surplus quantity,
and the officer or soldier, his heirs or assigns,
shall have leave to withdraw his survey from the
office of the Secretary of War, and re-survey his
location, excluding such surplus quantity, in one ho-
ly, from any part of his reserve, and a patent
shall issue upon such reserve as in other cases;
Provided, however, That no patent shall be obtain-
ed on any warrant under this act, unless there be
produced to the Secretary of War satisfactory evi-
dence that such warrant was granted for services
which, by the laws of Virginia passed prior to the
cession of the Northwestern Territory, would have
entitled such officer or soldier, his heirs or assigns,
to bounty lands; and also, a certificate of the regis-
ter of the land office of Virginia, that no other
warrant has issued from the said land office for the
same services.

Approved, July 7th, 1838.

(Public.—No. 51.)

AN ACT for the erection of a court-house in Alex-
andria, in the District of Columbia.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That the Commissioner of the
Public Buildings in the city of Washington be, and
he is hereby, authorized and directed to cause to be
erected in the town of Alexandria, in the District
of Columbia, a court-house, to contain all the offices
and accommodations necessary for the court, clerk,
marshal, and jurors of the county of Alexandria,
and for the accommodation of the orphan's court for
the said county of Alexandria; the plan of which
building shall be submitted to and approved by the
President of the United States before the com-
mencement and operation thereof; or, if the Presi-
dent of the United States deems it more conducive
to the public interest, he is hereby authorized to
purchase the building owned by the late Bank of
Alexandria, and convert it into a court house, and
offices for the county of Alexandria. And there is
hereby appropriated, for the purpose of erecting
said court house, the sum of not exceeding fifteen
thousand dollars, to be paid out of any moneys in
the Treasury not otherwise appropriated; *Pro-
vided*, That no greater sum than is appropriated by
this act, shall be expended in the erection of said
court house or the purchase of the building afore-
said.

Approved, July 7th, 1838.

(Public.—No. 52.)

AN ACT to reorganize the Legislative Council of
Florida and for other purposes.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That the legislative power of the
Territory of Florida shall be vested in the Governor
and the Legislative Council. The Legislative Coun-
cil shall consist of two Houses, to be called the
Senate and House of Representatives. The House
of Representatives shall be organized and the mem-
bers thereof shall be chosen as is now prescribed
by law for the present Legislative Council; and in
addition to the present number, there shall be one
member chosen for the county of Calhoun, one for
the county of Duval, and an additional member for
the county of Duval. The Senate shall consist of
eleven members, to be chosen as follows: three shall
be chosen from the western judicial district, includ-
ing the county of Franklin; four from the middle
judicial district, east of the Appalachicola river,
to be chosen as follows: one from the county of
Franklin; one from the county of Duval; one from
the county of Calhoun; and one from the county of
Duval. The House of Representatives shall be chosen
as follows: three from the eastern judicial district,
including the county of Duval; three from the middle
judicial district, east of the Appalachicola river,
to be chosen as follows: one from the county of
Franklin; one from the county of Duval; one from
the county of Calhoun; and one from the county of
Duval. The House of Representatives shall be chosen
as follows: three from the eastern judicial district,
including the county of Duval; three from the middle
judicial district, east of the Appalachicola river,
to be chosen as follows: one from the county of
Franklin; one from the county of Duval; one from
the county of Calhoun; and one from the county of
Duval. The House of Representatives shall be chosen
as follows: three from the eastern judicial district,
including the county of Duval; three from the middle
judicial district, east of the Appalachicola river,
to be chosen as follows: one from the county of
Franklin; one from the county of Duval; one from
the county of Calhoun; and one from the county of
Duval.

Sec. 2. And be it further enacted, That the mem-
bers of said Legislative Council shall receive each
four dollars per diem during the session thereof,
and four dollars for every twenty miles travel to
and from the seat of Government; the distance to
be computed by the most direct route from the mem-
ber's place of residence to the place where the ses-
sion is held.

Sec. 3. And be it further enacted, That the said
Senate shall be elected in October next at the same
time, in the same manner, and by the same qual-
ified voters as is now prescribed by law for the elec-
tion of members of the present Legislative Council,
and biennially thereafter, in the manner that may
be prescribed by the said Legislative Council; and the
return of the election of said Senators shall be made
by the marshals of each of said districts to the
Governor, in such manner as shall be prescribed
by the Governor.

Sec. 4. And be it further enacted, That the Leg-
islative Council, by and with the consent of the
Governor, are hereby vested with full power, at
their first session or at any time thereafter, in appor-
tioning the representatives of either House of said Leg-
islative Council as to members may be necessary and
proper, according to the population of the Territory;
and may, for the purpose of more effectually equal-
izing said representation, increase the Senate to any
number not exceeding fifteen in the whole.

Sec. 5. And be it further enacted, That no ses-
sion of said Legislative Council in any year shall
extend the term of seventy-five days.

Sec. 6. And be it further enacted, That all acts
and parts of acts heretofore passed in relation to
the Legislative Council of Florida which are in con-
sistent with or repugnant to the provisions of this
act shall be, and the same are hereby repealed.

Approved, July 7th, 1838.

(Public.—No. 53.)

AN ACT to provide for the support of the Military
Academy of the United States for the year eigh-
teen hundred and thirty-eight, and for other pur-
poses.

Be it enacted by the Senate and House of Repre-
sentatives of the United States of America in Con-
gress assembled, That the following sums be, and
the same are hereby, appropriated, to be paid out of
any money in the Treasury not otherwise appropri-
ated, for the support of the Military Academy for
the year one thousand eight hundred and thirty-
eight, viz:

For pay of officers, cadets and musicians, fifty
six thousand and twelve dollars;

For subsistence of officers and cadets, thirty nine
thousand five hundred and sixty six dollars;

For forage of officers' horses, one thousand one
hundred and fifty two dollars;

For clothing of officers' servants, three hundred
and thirty dollars;

For defraying the expenses of the board of stu-
dents at West Point, one thousand nine hundred and
eighty four dollars and eighty four cents;

For fuel, forage, stationary, printing, transporta-
tion and postage, fifteen thousand two hundred and
twenty five dollars;

For repairs, improvements and expenses of build-
ings, grounds, roads, wharves, boats and fences, sev-
enty thousand two hundred and fifty seven dollars
and fifty cents;

For pay of adjutants and quartermaster's clerks,
nine hundred and fifty dollars;

For increase and expenses of the library, eight
hundred dollars;

For miscellaneous items and incidental expenses,
one thousand five hundred and seventy seven dollars
and fifty cents;

For the erection, as per plan, of a building for rec-
itation and military exercises, in addition to recon-
struction heretofore appropriated, eighteen thousand two hun-
dred and fifty four dollars and sixty cents;

For the erection of a barn and public stables, one
thousand dollars;

For compensation to the assistant professor of
chemistry, mineralogy and geology at the Military
Academy, three hundred dollars;

For printing and binding the regulations of the
Military Academy, three hundred and sixty dollars;

Sec. 2. And be it further enacted, That the sum
of twenty six thousand dollars be, and the same is
hereby appropriated for the reconstruction of the
buildings for the library, engineer, chemical and
philosophical departments at the Military Academy
at West Point, destroyed by fire in February last.

Sec. 3. And be it further enacted, That the sec-
retary of the Treasury be, and he is hereby, author-
ized to pay to the collectors, deputy collectors, naval
officers, surveyors, and their respective clerks, to-
gether with the weights, gauges, measures and mark-
ers of the several ports of the United States, out of
any money in the Treasury not otherwise appropri-
ated, such sums as will give to the said officers,
respectively, the same compensation in the year one
thousand eight hundred and thirty-eight, according
to the importations of that year, as they would have
been entitled to receive, if the act of the fourteenth
of July, one thousand eight hundred and thirty-two
had gone into effect; *Provided*, That no officer shall
receive, under this act, a greater annual salary or
compensation than was paid to such officer for the
year one thousand eight hundred and thirty-two; and
that in no case shall the compensation of any other
officer, whether by salaries, fees or otherwise, ex-
ceed the sum of one hundred dollars each per
annum; nor shall the annual salary of any two or more
of those officers in one person, entitle him to receive more
than that sum per annum; *Provided*, however, That
the said collectors, naval officers and surveyors, shall
render an account quarterly to the Treasury, and the
other officers herein named, or referred to, shall
render an account quarterly to the respective collec-
tors of the customs where they are employed, to be
forwarded to the Treasury of all the fees and emolu-
ments whatever by them respectively received and of
all expenses incidental to their respective offices;
which accounts shall be rendered on oath or affirmation,
and shall be in such form, and supported by
such proofs, to be prescribed by the